

**REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF PLATTSBURGH, NEW YORK**

September 23, 2010

5:30 P.M.

MINUTES

Present: Mayor Donald Kasprzak, Councilors Tim Carpenter (W1), George Rabideau (W3), Jim Calnon (W4), Chris Jackson (W6)

Absent: Councilors Michael Kelly (W2), Amy Valentine (W5)

1. MINUTES OF THE PREVIOUS MEETING:

RESOLVED: that the Minutes of the regular meeting of the Common Council held on September 16, 2010 are approved and placed on file among the public records of the City Clerk's Office.

By Councilor Carpenter; Seconded by Councilor Calnon

Roll call: Councilors Carpenter, Rabideau, Calnon, Jackson

(All voted in the affirmative)

2. PAYROLLS OF VARIOUS DEPARTMENTS:

RESOLVED: That the payrolls of the various Departments of the City of Plattsburgh for the week ending September 22, 2010 in the amount of \$ 255,111.60 are authorized and allowed and the Mayor and the City Clerk are hereby empowered and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Rabideau; Seconded by Councilor Jackson

Roll call: Councilors Carpenter, Rabideau, Calnon, Jackson

(All voted in the affirmative)

3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS:

- Report of Fire and Ambulance Responses for the week of September 16 - September 22, 2010
- Report from the Building Inspector's Office from September 3 – September 20, 2010
- Receipt of Finance Department Statement of Revenue and Expenditures for August 2010.
- Statement of cash receipts from the Library from August 1 – August 31, 2010
- Report of Public Hearing held by the Zoning Board of Appeals on September 20, 2010

RESOLVED: That the reports as read are hereby ordered, received and placed on file among the public records of the City Clerk's Office.

By Councilor Carpenter; Seconded by Councilor Calnon

Roll call: Councilors Carpenter, Rabideau, Calnon, Jackson

(All voted in the affirmative)

4. CORRESPONDENCE & RECOMMENDATIONS FROM BOARDS: None

5. AUDIT OF CLAIMS:

RESOLVED: That the bills approved by the Auditing Committee of the Common Council in the amount of \$ 12,415,742.21 are authorized and allowed and the Mayor and City Clerk (where required) are hereby authorized and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Calnon; Seconded by Councilor Jackson

Discussion:

Mayor Kasprzak questioned if the large amount is correct?

Councilor Calnon pointed out that almost \$7 million of that is just the rolling over of the bond anticipation note.

City Chamberlain Richard Marks stated that \$5.5 million is being transferred and he has to account for all transfers and the Council has to approve and he has \$5.7 million of bond anticipation notes. He also further explained the large amount.

Roll call: Councilors Carpenter, Rabideau, Calnon, Jackson
(All voted in the affirmative)

6. PERSONS ADDRESSING COUNCIL: None

7. OTHER ITEMS:

A. RESOLVED: In accordance with the request therefore the Common Council approves that a revision of the contract scope for “MacDonough Park Sewer System Improvements Project” be agreed to and the contract amount increased by \$112,327. Funding will be from Capital Project (H8130.56).

By Councilor Jackson; Seconded by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Rabideau, Calnon, Jackson
(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

B. RESOLVED: In accordance with the request therefore the Common Council approves that the proposal from CDM for performing the final design of the CSO upgrades for the “Cumberland

Avenue Pump Station” in the amount of \$78,585 be accepted and the Mayor be authorized to sign all necessary paperwork. Funding will be from Capital Project (H8130.55).

By Councilor Jackson; Seconded by Councilor Rabideau

Discussion: None

Roll call: Councilors Carpenter, Rabideau, Calnon, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

C. RESOLVED: In accordance with the request therefore the Common Council approves Change Order No. 3 to the contract with Casella Construction Inc. for the reclosure of the Akey Landfill “Additional Capping System.”

By Councilor Calnon; Seconded by Councilor Jackson

Discussion:

Councilor Carpenter we have several things on change orders for the Akey Landfill he asked **Environmental Manager Jon Ruff** how these were going to affect the budget on that.

Jon Ruff stated with the approval of all three of these change orders we will still be under the appropriation that is in the capital project by about \$50,000 or so. There are number of claims filed by one of the contractors that once they are resolved will probably put the total cost of the project over the appropriation. So at some point later on there will need to be additional money incorporated in that capital project.

Councilor Carpenter asked if he had any idea how much additional money. **Jon Ruff** indicated the claims are over \$600,000 what level they get resolved at they will have to see.

Mayor Kasprzak explained that this project started with a foot print of a certain amount of acres. As they have gotten in to this project they have found that outside of that acreage approximately 2 to 5 acres they have found other debris; garbage, tires, etc and it has expanded the scope of the cost unforeseen by everyone; us, the people bidding on it, etc. The problem is you can’t just stop here and say we aren’t going to continue with the closure. So it has been very costly and it is going to be some very difficult decision making on the Council and the Mayor as we move forward to really address those issues. We aren’t getting excited at this point but we are going to have to address them. They aren’t blaming anyone the Akey Landfill has been there since 1973 or so. He wanted everyone listening to know the facts about it.

Roll call: Councilors Carpenter, Rabideau, Calnon, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

D. RESOLVED: In accordance with the request therefore the Common Council approves Change Order No. 4 to the contract with Casella Construction Inc. for the reclosure of the Akey Landfill “Gas Vent Reduction.”

By Councilor Jackson; Seconded by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Rabideau, Calnon, Jackson
(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

E. RESOLVED: In accordance with the request therefore the Common Council approves Change Order No. 5 to the contract with Casella Construction Inc. for the reclosure of the Akey Landfill “Composite Geonet Thickness Reduction.”

By Councilor Jackson; Seconded by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Rabideau, Calnon, Jackson
(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

F. RESOLVED: In accordance with the request therefore the Common Council approves a Change Order to Project Main St BIP# 2008 #12 (Econo Print – 61 Bridge St) in the total amount of \$5,400.

By Councilor Carpenter; Seconded by Councilor Jackson

Discussion: None

Roll call: Councilors Carpenter, Rabideau, Calnon, Jackson
(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

G. RESOLVED: In accordance with the request therefore the Common Council approves that Project HOME 2009-4 (38 Pike Street– Joseph Baker) be awarded to B & E Development LLC the contract amount is \$24,800. This project will be funded by the 2009 HOME program.

By Councilor Carpenter; Seconded by Councilor Rabideau

Discussion:

Councilor Carpenter asked **Corporation Counsel John Clute** if he had any idea how much is left in the Project HOME. We still should have quite a bit in there, right?

John Clute said he thinks there is and he discussed with **Kenneth Primard** from the **Community Development Office** recently about what grants they should be applying for in the next year and he can’t remember the dollar amount.

Roll call: Councilors Carpenter, Rabideau, Calnon, Jackson
(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

8. TRAVEL REQUEST:

A. RESOLVED: In accordance with the request therefore the Common Council approves two Police Officers to attend the “2010 NYSP Child Abuse and Neglect Seminar” from November 16 – 19, 2010 in Albany, NY. The cost will not exceed \$888.00 and will be paid out of the Asset Forfeiture Fund (Treasury funds).

By Councilor Calnon; Seconded by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Rabideau, Calnon, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

B. RESOLVED: In accordance with the request therefore the Common Council approves Bill Treacy, Manager MLD to attend the NYMPA Semi-Annual meeting from October 26 -27, 2010 in East Syracuse, NY at an estimated cost of \$265.00.

By Councilor Rabideau; Seconded by Councilor Jackson

Discussion: None

Roll call: Councilors Carpenter, Rabideau, Calnon, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

9. RESOLUTIONS FOR INITIAL CONSIDERATION:

1. Request from the Bill Treacy, Manager MLD to advertise for sealed bid for PMLD BID NO. 2010-9-2 “Wooden Utility Poles.” Bid Opening Date: October 25, 2010 at 11:00 am.
2. Request from the Bill Treacy, Manager MLD to advertise for sealed bid for PMLD BID NO. 2010-10-1 “Purchase Revenue Electric Meters.” Bid Opening Date: October 25, 2010 at 11:00 am.
3. Request from Kevin Farrington, City Engineer that the Mayor be authorized to sign Supplemental Agreement No. 1, Contract No: D032301, NYSDOT PIN 775314 for the Standard Federal Aid Highway and Marchiselli Aid Local Agreement for the “South Catherine Street Reconstruction” project.

10. NEW BUSINESS:

Councilor Jackson picked up the Plattsburgh State Cardinal Points newspaper and the lead story is about 10 recent arrests at three house parties and the City Police made arrests for underage drinking and sales of alcohol. But what he found interesting was the Editorial page. There was an editorial that said "Recent arrests remind us that we share Plattsburgh." He read one paragraph from the editorial. He felt it was a nice change to see the college and in their newspaper that they are realizing they are part of the city. They had a survey question: "What is your take on the police presence during night life?" Of the 6 people that commented, 4 of those were positive. Ranging from "I like it because it makes the campus safer" to "I think it's better because it helps people be more safe." So even the students he thinks are starting to appreciate instead of criticize the amount of police activity and hopefully (it is glacially slow) but I think we are winning hearts and minds as they say.

Mayor Kasprzak said about 2 ½ to 3 years ago we started this city college coalition which was a different group of people than when he was first elected. To be quite fair the attitude of some new people, and department heads, council members, Councilor Jackson, different college administrative folks as well as sorority and fraternity leaders and a make up from the college it has been very positive. He was very discouraged the first year he started going to some of those meetings because he thinks the composition of some of those committees was very negative. He thinks because of the positive nature of those meetings the last 2 ½ years which **Councilor Jackson** has been a very key part of and the "Knock and Talks" and all these other things we do in the spring and in the fall have made a real difference. He thinks that is a very positive editorial and there has been a lot of hard work behind it and there are some very good positive things that are happening. He will say as a caveat, however, that it will never be perfect when you have 6,000 students dispersed throughout that area we are going to have issues and that's just the reality that we all accept, but, at least he thinks there have been improvements. It will never be perfect but he is very comfortable that we have done a very good job with our efforts and that is a "we" it really is. Department heads, everyone that has been involved: Fire Chief Paul Williams, Lt. Scott Beebie, Rick Perry. We have done a good job working together with everybody and he is very pleased about it. Again, it will never be perfect and we recognize that but it has been much more positive and that's a great editorial.

11. CLOSING PUBLIC COMMENTS: None

Motion to Adjourn by Councilor Jackson; Seconded by Councilor Rabideau

Roll call: Councilors Carpenter, Rabideau, Calnon, Jackson

(All voted in the affirmative)

MEETING ADJOURNED: 5:44 pm